

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE MUNICIPAL COURT/COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
6:00 P.M., THURSDAY, MARCH 11, 2010**

Minutes

- I. **CALL TO ORDER** – The meeting was called to order by Mayor Michele Kern at 6:00 p.m. Council led the public in the Pledge of Allegiance and a Moment of Silence.
- II. **ROLL CALL** – Present were: Mayor Michele Kern, Vice Mayor David Shapera, Councilmember Roger Cleveland, Councilmember Roy Delgado, Councilmember Ben Lewis, Councilmember Adam Super.

III. **PROCLAMATIONS/PRESENTATIONS**

1. **Consideration and action approving the Proclamation from the City Council of City of El Mirage proclaiming April as Fair Housing Month.**

Councilmember Super made a motion to approve the Proclamation proclaiming April as Fair Housing Month; seconded by Councilmember Delgado.

VOTE: Yea: Cleveland, Delgado, Kern, Lewis, Shapera, Super
Nay: None
Motion: Carried

IV. **CONSENT AGENDA**

Mayor Kern removed item six (6) from the Consent Agenda.

2. **Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, February 11, 2010.**
3. **Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, February 25, 2010.**
4. **Consideration and action approving the Minutes of the Work Session held Thursday, February 25, 2010.**
5. **Consideration and action regarding the reappointment of Cynthia Marano to a four-year term on the Public Safety Personnel Retirement Local Board of the Police and Fire Departments.**

6. Consideration and action regarding the reappointment of JSARB board members Judge Douglas Rayes, Terrance C. Mead, Judge Lex E. Anderson, Dr. Mike Barvitz, Ralph Reaser, and Toni Brown to a second three (3) year term beginning March 11, 2010 through March 7, 2013.

Councilmember Super made a motion to approve Consent Agenda items two (2) through five (5); seconded by Councilmember Cleveland.

VOTE: Yea: Cleveland, Delgado, Kern, Lewis, Shapera, Super
Nay: None
Motion: Carried

V. REGULAR AGENDA

- A. **Discussion of the process and provide direction regarding filling a vacancy on the City Council that resulted with the resignation of Councilor William Conner.**

Discussion ensued between the Council regarding the different options for filling the vacant Council seat.

Councilmember Lewis made a motion to fill the vacant Council seat until the August 24, 2010 Primary Election, at which time, the remaining two year unexpired term would be placed on the ballot; seconded by Vice Mayor Shapera.

VOTE: Yea: Cleveland, Delgado, Lewis, Shapera
Nay: Kern, Super
Motion: Carried

- B. **Consideration and action regarding approval of Resolution No. R10-03-05, prohibiting parking on the west side of Primrose from Thunderbird Road to Well Street, and directing and authorizing the City Manager or his designee to erect No Parking signs along the west side of Primrose from Thunderbird Road to Well Street.**

Councilmember Super made a motion to approve Resolution R10-03-05; seconded by Councilmember Lewis.

VOTE: Yea: Cleveland, Delgado, Kern, Lewis, Shapera, Super
Nay: None
Motion: Carried

- C. **The Council will consider and vote to convene into executive session for the purpose of receiving legal advice from the City's attorney and to discuss with the City's attorney(s) and representatives the City's position regarding matters that are subject to negotiation and potential litigation, and to instruct the City's representatives regarding the City's position on same. A.R.S. § 38-431.03(A)(3) & (4).**

Councilmember Delgado made a motion to convene into executive session after adjournment of the regular Council meeting; seconded by Vice Mayor Shapera.

VOTE: Yea: Cleveland, Delgado, Kern, Lewis, Shapera, Super
Nay: None
Motion: Carried

VI. MAYOR'S COMMENTS and COUNCIL SUMMARY OF CURRENT EVENTS

No comments were received.

VII. CITY MANAGER SUMMARY OF CURRENT EVENTS

City Manager Cornwall said that the 2010 Census forms should be arriving soon so please take the time to fill out and return the surveys.

The El Mirage Community Picnic has been rescheduled for Saturday, April 3rd between 11:00 a.m. and 2:00 p.m. at Gateway Park. There will be live entertainment, informational booths, children's activities, giveaways, contests, and prizes.

Little Caesar's Pizza had their grand opening at their new location at Greenway and Dysart Roads in the Mirage Oasis shopping center on Wednesday, March 10th. Please stop by and welcome them to our community.

Butler Amusements will be bringing their carnival to El Mirage on March 18 – 21, located behind the Mirage Oasis Shopping Center.

VIII. CALL TO THE PUBLIC

Lana Mook – 11201 N. El Mirage Rd.

Ms. Mook stated that she heard that the March Bulk-Trash clean-up program has been cancelled due to a shortage of funding. Ms. Mook asked the Council to reconsider the program since it is extremely helpful in cleaning up the city and it allows residents to comply with maintaining a clean yard.

Dan Reilly – 12905 W. Windrose Dr.

Mr. Reilly stated that at their last Cactus Park HOA meeting, the Senior Center was overlooked so they had to go into the smaller room to conduct their meeting. Mr. Reilly would not like this oversight to happen again.

Lynn Selby – 11201 N. El Mirage Rd.

Mr. Selby asked how many individuals from the city were planning on attending the National League of Cities conference in Washington D.C. this year. Mr. Selby also commented that he believes that the vast amount of El Mirage citizens support the F-35 mission at Luke AFB and that the Council should start representing those citizens.

Hugh Flisyn – 12811 W. Willow Ave.

Mr. Flisyn commented on the potential noise impact from the F-35's. Mr. Flisyn thanked the Council for doing their due diligence regarding the various potential impacts that the F-35's present.

IX. EXECUTIVE SESSION

The Council will meet in executive session to receive legal advice from the City's attorney and to discuss with the City's attorney(s) and representatives the City's position regarding matters that are subject to negotiation and potential litigation, and to instruct the City's representatives regarding the City's position on same. A.R.S. § 38-431.03(A)(3) & (4).

X. ADJOURNMENT

Mayor Kern adjourned the meeting at 6:26 p.m.


Michele Kern, Mayor

ATTEST:


Richard Saathoff, City Clerk

I hereby certify the foregoing minutes are a true and accurate record of the City of El Mirage Regular Council Meeting held March 11, 2010 and a quorum was present.


Richard Saathoff, City Clerk